

ESTTA Tracking number: **ESTTA403706**

Filing date: **04/14/2011**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	The Trustees of the Moran Living Trust		
Entity	Trust (Frank Moran, trustee)	Citizenship	California
Address	10801 National Blvd., Suite 104 Los Angeles, CA 90064 UNITED STATES		

Attorney information	Rod S. Berman, Esq. Jeffer Mangels Butler & Mitchell LLP 1900 Avenue of the Stars, 7th Floor Los Angeles, CA 90067-4308 UNITED STATES trademarkdocket@jmbm.com Phone:310-203-8080
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### Applicant Information

Application No	85160819	Publication date	03/22/2011
Opposition Filing Date	04/14/2011	Opposition Period Ends	04/21/2011
Applicant	Inviso Corporation www.invisocorp.com 11000 NE 33rd Place, Ste. 102 Bellevue, WA 98004 UNITED STATES		

### Goods/Services Affected by Opposition

Class 035. First Use: 2010/03/03 First Use In Commerce: 2010/04/22  
All goods and services in the class are opposed, namely: Business consulting and information services; Recruitment and placement of personnel in the field of high technology

### Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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### Mark Cited by Opposer as Basis for Opposition

U.S. Registration No.	2741246	Application Date	03/18/2002
Registration Date	07/29/2003	Foreign Priority Date	NONE
Word Mark	TEAM ONE		

Design Mark	<b>TEAM ONE</b>
Description of Mark	NONE
Goods/Services	Class 035. First use: First Use: 1994/01/00 First Use In Commerce: 1994/01/00 EMPLOYMENT AGENCIES; TEMPORARY EMPLOYMENT AGENCIES; EMPLOYMENT COUNSELING AND RECRUITING; EMPLOYMENT OUTPLACEMENT SERVICES; PERSONNEL PLACEMENT AND RECRUITMENT; BUSINESS CONSULTATION IN THE FIELD OF PERSONNEL MANAGEMENT

Attachments	76383178#TMSN.gif ( 1 page )( bytes ) 61591-0013 Notice of Opposition.pdf ( 4 pages )(106326 bytes )
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### **Certificate of Service**

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Rod S. Berman/
Name	Rod S. Berman, Esq.
Date	04/14/2011

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

The Trustees of the Moran Living Trust,

Opposer,

v.

Inviso Corporation,

Applicant.

Opposition No. \_\_\_\_\_

Appl. Serial No.: 85/160,819

Mark: TEAM OF ONE

Published for Opposition:

March 22, 2011

Atty. Ref. No.: 61591-0013

**NOTICE OF OPPOSITION**

Commissioner for Trademarks  
P.O. Box 1451  
Alexandria, VA 22313-1451

Opposer, The Trustees of the Moran Living Trust ("Opposer"), is a trust organized under the laws of California, with its principal place of business at 10801 National Blvd., Suite 104, Los Angeles, CA 90064. Opposer believes that it is and will be damaged by the registration on the Principal Register of Application Serial No. 85/160,819 (the "Application"), allegedly owned by Inviso Corporation ("Applicant"), and Opposer hereby opposes registration of the foregoing mark.

As grounds for this Opposition, it is alleged that:

1. On information and belief, Applicant is a Washington corporation with a principal place of business at 11000 NE 33rd Place, Ste. 102, Bellevue, Washington 98004.
2. The Application was filed on or about October 25, 2010, based on an alleged use in commerce of the mark TEAM OF ONE (the "Mark").

3. In the Application, Applicant alleges a date of first use of the Mark on March 3, 2010, and further alleges a date of first use in commerce of the Mark on April 22, 2010, in connection with "Business consulting and information services; Recruitment and placement of personnel in the field of high technology" in Int. Class 35.

4. The Application was published for opposition on March 22, 2011.

5. Opposer is the owner of record of Registration No. 2,741,246, filed on March 18, 2002, and issued on July 29, 2003, for the mark and trade name TEAM ONE, as well as the business and goodwill connected therewith. Opposer has been using the TEAM ONE mark and trade name in commerce in connection with "employment agencies; temporary employment agencies; employment counseling and recruiting; employment outplacement services; personnel placement and recruitment; business consultation in the field of personnel management" in International Class 35, as identified in the aforementioned registration, since prior to October 25, 2010, the filing date of the Application. Opposer has used the mark and trade name TEAM ONE since at least as early as January 1994 and has used the mark and trade name in commerce since at least as early as January 1994. Opposer's registration is unrevoked and uncanceled.

6. Applicant's Mark so resembles Opposer's TEAM ONE mark and trade name as to be likely, when used in connection with the services set forth in the Application, to cause confusion, or to cause mistake, or to deceive.

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WHEREFORE, and in accordance with Section 13 of the Trademark Act (15 U.S.C. § 1063), Opposer prays that this Opposition be sustained and that Application Serial No. 85/160,819 be refused registration.

Please charge the required fee of \$300 to Deposit Account No. 10-0440. Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0440.

Respectfully submitted,

Dated: April 12, 2011

By: 


Rod S. Berman, Attorneys for Opposer  
JEFFER, MANGELS, BUTLER & MITCHELL LLP  
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Los Angeles, CA 90067  
(310) 203-8080  
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### CERTIFICATE OF SERVICE

It is hereby certified that on **April 14**, 2011, a copy of the foregoing NOTICE OF OPPOSITION is being sent by first class mail, postage prepaid to the Applicant correspondence address of record:

INVISIO CORPORATION  
11000 NE 33RD PL STE 102  
BELLEVUE, WA 98004-1441

Date: April 14, 2011

Signed:   
Name: Marta Hodur

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